



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

JUL 19 2013

CERTIFIED MAIL 7012 1010 0001 8097 4915
RETURN RECEIPT REQUESTED

Mr. Anthony Cantrell
President
Willcan, Inc.
P.O. Box 1357
Calhoun, Georgia 30703

Re: Information Request Pursuant to Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System General Permit No.: GAR050000
Basic Ready Mix Concrete at Dalton, Rome, Rock Springs, and Adairsville, Georgia

Dear Mr. Cantrell:

On May 21, 2013, the U.S. Environmental Protection Agency Region 4 conducted compliance stormwater evaluation inspections at the Basic Ready Mix Concrete facilities located at 621 Thompson Street, Cedartown, Georgia and at 712 North Wall Street, Calhoun, Georgia. The purpose of the inspections was to evaluate the facilities' compliance with the treatment and disposal of stormwater in accordance with the requirements of Sections 301 and 402(p) of the Clean Water Act (CWA), 33 U.S.C. §§ 1311 and 1342(p), the regulations promulgated thereunder at 40 C.F.R. § 122.26 and the State of Georgia Storm Water Discharges Associated with Industrial Activity, Permit No. GAR050000 (Permit) effective on June 1, 2012.

The EPA is continuing to investigate Willcan, Inc.'s (Willcan) compliance with the CWA and the Permit at its other facilities. The EPA hereby requests that Willcan please provide the information set forth below within seven business days of your receipt of this letter, pursuant to Section 308 of the CWA, 33 U.S.C. § 1318. Furthermore, the EPA requests that Willcan provide the following information for each of the Basic Ready Mix Concrete facilities located in Dalton, Rome, Rock Springs, and Adairsville, Georgia:

1. A copy of the current Storm Water Pollution Prevention Plan (SWPPP) and any other SWPPPs that may have been in effect since June 1, 2012;
2. From June 1, 2012, to the present, documentation of employee training in accordance with Part 5.1.1.2 of the Permit;
3. From June 1, 2012, to the present, documentation of quarterly routine facility inspections in accordance with Part 4.1 of the Permit;

4. From June 1, 2012, to the present, documentation of quarterly visual assessments in accordance with Part 4.2 of the Permit;
5. From June 1, 2012, to the present, documentation of the annual comprehensive site inspection in accordance with Part 4.3 of the Permit;
6. From June 1, 2012, to the present, a copy of the certification of the non-storm water evaluation in accordance with Part 4.3.1.1.g of the Permit;
7. From June 1, 2012, to the present, documentation of benchmark monitoring in accordance with Part 6 and Appendix C of the Permit;
8. From June 1, 2012, to the present, a copy of the annual report in accordance with Part 7.2 of the Permit;
9. From June 1, 2012, to the present, documentation of conducting additional sector requirements associated with Sector E as outlined in Part 8.E of the Permit.

Your response should be submitted to:

Mr. Michael Hom
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
Atlanta Federal Center
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

Responses to this Information Request (IR) should specifically reference the particular number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a duly authorized company official in accordance with 40 C.F.R. § 122.22:

“I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”

Failure to comply with this IR within seven business days or to adequately justify a failure to respond, may result in an EPA enforcement action pursuant to Section 309 of the CWA, 33 U.S.C. § 1319. In addition, there is potential criminal liability for the falsification of any response to the requested information under 18 U.S.C. § 1001.

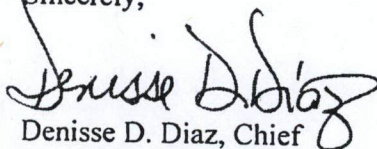
The EPA requests that you preserve, until further notice, all records (either written or electronic) which exist at the time of receipt of this letter that relate to any of the matters set forth in this letter. The term “records” shall be interpreted in the broadest sense to include information of every sort. The response to

this IR shall include assurance that these record protection provisions were put in place. No such records shall be disposed of until written authorization is received from the Chief of the Clean Water Enforcement Branch at the U.S. EPA, Region 4.

If Willcan believes that any of the requested information constitutes confidential business information, it may assert a confidentiality claim with respect to such information except for effluent data. Further details, including how to make a business confidentiality claim, are found in Enclosure A.

We appreciate your prompt attention to this matter. Should you have any questions regarding this IR, please contact Mr. Horn at (404) 562-9748, Mr. Kenneth Kwan at (404) 562-9752, or Ms. Michele Wetherington, Assistant Regional Counsel, at (404) 562-9613.

Sincerely,

A handwritten signature in black ink, appearing to read "Denisse D. Diaz". The signature is fluid and cursive, with the first name "Denisse" and last name "Diaz" clearly distinguishable.

Denisse D. Diaz, Chief
Clean Water Enforcement Branch
Water Protection Division

Enclosure

cc: Mr. Jack Capp
Georgia Environmental Protection Division

ENCLOSURE A

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS (40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that the EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, the EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, the EPA may make the information available to the public without any further notice to you.

40 C.F.R. § 2.203(b). **Method and time of asserting business confidentiality claim.** A business which is submitting information to the EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to the EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by the EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
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SEP 27 2013

CERTIFIED MAIL 7012 1010 0001 8097 1242
RETURN RECEIPT REQUESTED

Metropolitan Sewerage District of Buncombe County
Attn.: Mr. Thomas Hartye, P.E.
General Manager
2028 Riverside Drive
Asheville, North Carolina 28804

Re: Information Request – Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit No.: NC0024911
Metropolitan Sewerage District of Buncombe County Wastewater Treatment Plant

Dear Mr. Hartye:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency, Region 4 hereby requests the Metropolitan Sewerage District of Buncombe County (the MSD) to provide the information set forth in Enclosure A regarding the Wastewater Treatment Plant noted above and its associated sanitary sewer collection system. The MSD is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Ms. Laurie Jones, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The MSD's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible MSD official in accordance with 40 C.F.R. § 122.22:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Internet Address (URL) • <http://www.epa.gov>

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Failure to comply with this information request may result in enforcement proceedings under Section 309 of the CWA, 33 U.S.C. § 1319, which could result in the judicial imposition of civil or criminal penalties or the administrative imposition of civil penalties. In addition, there is potential criminal liability for the falsification of any response to the requested information.

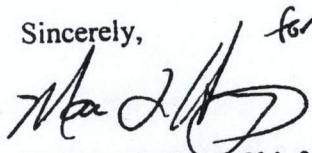
The MSD shall preserve, until further notice, all records (either written or electronic) which exist at the time of receipt of this letter that relate to any of the matters set forth in this letter. The term "records" shall be interpreted in the broadest sense to include information of every sort. The response to this information request shall include assurance that these record protection provisions were put in place as required. No such records shall be disposed of until written authorization is received from the Chief of the Clean Water Enforcement Branch at the U.S. EPA, Region 4.

If you believe that any of the requested information constitutes confidential business information, you may assert a confidentiality claim with respect to such information except for effluent data. Further details, including how to make a business confidentiality claim, are found in Enclosure B.

Also enclosed is a document entitled *U.S. EPA Small Business Resources-Information Sheet*, which may assist you in understanding the compliance assistance resources and tools available. However, any decision to seek compliance assistance at this time does not relieve the MSD of its obligations to the EPA or the State of North Carolina, does not create any new rights or defenses and will not affect the EPA's decision to pursue enforcement action.

Please feel free to contact Ms. Jones at (404) 562-9201 or by email at jones.laurie@epa.gov, if you have questions regarding this notice and information request.

Sincerely,

A handwritten signature in black ink, appearing to read "Denisse D. Diaz", with a stylized flourish at the end.

Denisse D. Diaz, Chief
Clean Water Enforcement Branch
Water Protection Division

Enclosures

cc: Mr. Jeff Poupart
North Carolina Department of Environmental and Natural Resources

ENCLOSURE A
SSO PROGRAM
MSD of Buncombe County, NC

1. Provide the following:

- a. The size of the MSD's Sanitary Sewer Collection System (SSS) (linear feet or miles);
- b. A list of the pump stations in the SSS, including size (gpm), and indicate if back up power is available and if it is adequate to fully operate the pump station;
- c. A list of all constructed overflow points (any unpermitted constructed discharge points) in the SSS (including pump stations) prior to the headworks of the MSD's WWTP;
- d. The average design flow of the MSD's WWTP;
- e. The peak design flow of the MSD's WWTP;
- f. The annual average flow of the MSD's WWTP; and
- g. The population served by the MSD's WWTP and its respective SSS.

2. For purposes of this Information Request, a sanitary sewer overflow (SSO) is an overflow, spill, release, or diversion of wastewater from the SSS. SSOs include overflows or releases of wastewater that reach waters of the United States (U.S.); overflows or releases of wastewater that do not reach waters of the U.S.; and wastewater backups into buildings that are caused by blockages or flow conditions in a sanitary sewer other than a building lateral. Wastewater backups into buildings caused by a blockage or other malfunction of a building lateral that is privately owned is not an SSO.

Provide a listing of all SSOs that occurred from September 2008 to the present. For each SSO provide the following:

- a. Date(s) of the SSO;
- b. Time (and Date if other than a. above) when the MSD was notified that the SSO event occurred;
- c. Time (and Date if other than a. above) when the MSD (or contractor) crew responded to the SSO;
- d. Time (and Date if other than a. above) when the SSO ceased;
- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
- k. Corrective actions taken to prevent this or similar SSOs in the future.

If available, please provide the above information in a Microsoft compatible spreadsheet format.

3. If the MSD has a formal written plan for responding to, addressing, and reporting SSOs (i.e., a Sewer Overflow Response Plan ("SORP")), provide a copy of the plan.

4. Provide a copy of any additional MSD procedures not included in the SORP (as referenced in Question 3 above) for the following activities:
- a. Documenting SSOs;
 - b. Estimating SSO volume;
 - c. Identifying root causes of SSOs;
 - d. Containment and clean-up of SSOs, including any specific procedures addressing backups into buildings caused by mainline problems;
 - e. Identifying wet weather related SSOs and reconnaissance of these during rain events; and
 - f. All reporting of SSOs to the permitting authority, the State of North Carolina.
5. Provide the name of the person (or position title) responsible for each of the activities identified in the MSD's SORP and/or listed in Question 4 above.

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS (40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, EPA may make the information available to the public without any further notice to you.

40 C.F.R. §2.203(b). Method and time of asserting business confidentiality claim. A business which is submitting information to EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.



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SEP 27 2013

CERTIFIED MAIL 7012 1010 0001 8097 1211

RETURN RECEIPT REQUESTED

City of Calhoun
Attn: Mr. Jerry Crawford
Director, Wastewater Department
700 West Line Street
Calhoun, Georgia 30701

Re: Information Request-Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit No.: GA0030333
Calhoun Wastewater Treatment Plant

Dear Mr. Crawford:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency Region 4 hereby requests the City of Calhoun (the City) to provide the information set forth in Enclosure A regarding the Wastewater Treatment Plant noted above and its associated sanitary sewer collection system. The City is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Mr. Richard Elliott, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The City's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible City official in accordance with 40 C.F.R. § 122.22:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

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ENCLOSURE A

SSO PROGRAM City of Calhoun, GA

1. Provide the following:
 - a. The size of the City's Sanitary Sewer Collection System (SSS) (linear feet or miles);
 - b. A list of the pump stations in the SSS, including size (gpm), and indicate if back up power is available and if it is adequate to fully operate the pump station;
 - c. A list of all constructed overflow points (any unpermitted constructed discharge points) in the SSS (including pump stations) prior to the headworks of the City's WWTP;
 - d. The average design flow of the City's WWTP;
 - e. The peak design flow of the City's WWTP;
 - f. The annual average flow of the City's WWTP; and
 - g. The population served by the City's WWTP and its respective SSS.
2. For purposes of this Information Request, a sanitary sewer overflow (SSO) is an overflow, spill, release, or diversion of wastewater from the SSS. SSOs include overflows or releases of wastewater that reach waters of the United States (U.S.); overflows or releases of wastewater that do not reach waters of the U.S.; and wastewater backups into buildings that are caused by blockages or flow conditions in a sanitary sewer other than a building lateral. Wastewater backups into buildings caused by a blockage or other malfunction of a building lateral that is privately owned is not an SSO.

Provide a listing of all SSOs that occurred from September 2008 to the present. For each SSO provide the following:

- a. Date(s) of the SSO;
- b. Time (and Date if other than a. above) when the City was notified that the SSO event occurred;
- c. Time (and Date if other than a. above) when the City (or contractor) crew responded to the SSO;
- d. Time (and Date if other than a. above) when the SSO ceased;
- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
- k. Corrective actions taken to prevent this or similar SSOs in the future.

If available, please provide the above information in a Microsoft compatible spreadsheet format.

3. If the City has a formal written plan for responding to, addressing, and reporting SSOs (i.e., a Sewer Overflow Response Plan ("SORP")), provide a copy of the plan.

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS

(40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, EPA may make the information available to the public without any further notice to you.

40 C.F.R. §2.203(b). **Method and time of asserting business confidentiality claim.** A business which is submitting information to EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.

U.S. EPA Small Business Resources Information Sheet

The United States Environmental Protection Agency provides an array of resources, including workshops, training sessions, hotlines, websites and guides, to help small businesses understand and comply with federal and state environmental laws. In addition to helping small businesses understand their environmental obligations and improve compliance, these resources will also help such businesses find cost-effective ways to comply through pollution prevention techniques and innovative technologies.

EPA's Small Business Websites

Small Business Environmental Homepage - www.smallbiz-enviroweb.org

Small Business Gateway - www.epa.gov/smallbusiness

EPA's Small Business Ombudsman - www.epa.gov/sbo or 1-800-368-5888

EPA's Compliance Assistance Homepage

[www.epa.gov/compliance/assistance/
business.html](http://www.epa.gov/compliance/assistance/business.html)

This page is a gateway to industry and statute-specific environmental resources, from extensive web-based information to hotlines and compliance assistance specialists.

EPA's Compliance Assistance Centers

www.assistancecenters.net

EPA's Compliance Assistance Centers provide information targeted to industries with many small businesses. They were developed in partnership with industry, universities and other federal and state agencies.

Agriculture

www.epa.gov/agriculture/

Automotive Recycling

www.ecarcenter.org

Automotive Service and Repair

www.ccar-greenlink.org or 1-888-GRN-LINK

Chemical Manufacturing

www.chemalliance.org

Construction

www.cicacenter.org or 1-734-995-4911

Education

www.campuserc.org

Food Processing

www.fpeac.org

Healthcare

www.hercenter.org

Local Government

www.lgean.org

Metal Finishing

www.nmfrc.org

Paints and Coatings

www.paintcenter.org

Printed Wiring Board Manufacturing

www.pwbrc.org

Printing

www.pneac.org

Ports

www.portcompliance.org

U.S. Border Compliance and Import/Export Issues

www.bordercenter.org

Hotlines, Helplines and Clearinghouses

www.epa.gov/epahome/hotline.htm

EPA sponsors many free hotlines and clearinghouses that provide convenient assistance regarding environmental requirements. Some examples are:

Antimicrobial Information Hotline

info-antimicrobial@epa.gov or
1-703-308-6411

Clean Air Technology Center (CATC) Info-line

www.epa.gov/ttn/catc or 1-919-541-0800

Emergency Planning and Community Right-To-Know Act

[www.epa.gov/superfund/resources/
infocenter/epcra.htm](http://www.epa.gov/superfund/resources/infocenter/epcra.htm) or 1-800-424-9346

EPA Imported Vehicles and Engines Public Helpline

www.epa.gov/otaq/imports or
734-214-4100

National Pesticide Information Center

www.npic.orst.edu/ or 1-800-858-7378

National Response Center Hotline - to report oil and hazardous substance spills

www.nrc.uscg.mil or 1-800-424-8802

Pollution Prevention Information Clearinghouse (PPIC)

www.epa.gov/opptintr/ppic or
1-202-566-0799

Safe Drinking Water Hotline

[www.epa.gov/safewater/hotline/index.
html](http://www.epa.gov/safewater/hotline/index.html) or 1-800-426-4791

Stratospheric Ozone Protection Hotline

www.epa.gov/ozone or 1-800-296-1996



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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SEP 26 2013

CERTIFIED MAIL 7012 1010 0001 8097 1198
RETURN RECEIPT REQUESTED

City of Cape Coral
Attn: Mr. John Szerlag
City Manager
P.O. Box 150027
Cape Coral, Florida 33915-0027

Re: Information Request--Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit No.: FL0030007
Cape Coral Everest Parkway Wastewater Treatment Plant

Dear Mr. Szerlag:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency Region 4 hereby requests the City of Cape Coral (the City) to provide the information set forth in Enclosure A regarding the Wastewater Treatment Plant noted above and its associated sanitary sewer collection system. The City is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Ms. Sara Schiff, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The City's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible City official in accordance with 40 C.F.R. § 122.22:

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ENCLOSURE A

SSO PROGRAM City of Cape Coral, FL

1. Provide the following:
 - a. The size of the City's Sanitary Sewer Collection System (SSS) (linear feet or miles);
 - b. A list of the pump stations in the SSS, including size (gpm), and indicate if back up power is available and if it is adequate to fully operate the pump station;
 - c. A list of all constructed overflow points (any unpermitted constructed discharge points) in the SSS (including pump stations) prior to the headworks of the City's WWTP;
 - d. The average design flow of the City's WWTP;
 - e. The peak design flow of the City's WWTP;
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- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
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If available, please provide the above information in a Microsoft compatible spreadsheet format.

3. If the City has a formal written plan for responding to, addressing, and reporting SSOs (i.e., a Sewer Overflow Response Plan ("SORP")), provide a copy of the plan.

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40 C.F.R. §2.203(b). **Method and time of asserting business confidentiality claim.** A business which is submitting information to EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

SEP 27 2013

CERTIFIED MAIL 7012 1010 0001 8097 1259
RETURN RECEIPT REQUESTED

City of Georgetown
Attn.: Mr. Will Cook
Water Utilities Manager
P.O. Drawer 939
Georgetown, South Carolina 29442

Re: Information Request--Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit No.: SC0040029
City of Georgetown Wastewater Treatment Plant

Dear Mr. Cook:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency Region 4 hereby requests the City of Georgetown (the City) to provide the information set forth in Enclosure A regarding the Wastewater Treatment Plant noted above and its associated sanitary sewer collection system. The City is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Mr. Richard Elliott, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The City's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible City official in accordance with 40 C.F.R. § 122.22:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

ENCLOSURE A
SSO PROGRAM
City of Georgetown, SC

1. Provide the following:

- a. The size of the City's Sanitary Sewer Collection System (SSS) (linear feet or miles);
- b. A list of the pump stations in the SSS, including size (gpm), and indicate if back up power is available and if it is adequate to fully operate the pump station;
- c. A list of all constructed overflow points (any unpermitted constructed discharge points) in the SSS (including pump stations) prior to the headworks of the City's WWTP;
- d. The average design flow of the City's WWTP;
- e. The peak design flow of the City's WWTP;
- f. The annual average flow of the City's WWTP; and
- g. The population served by the City's WWTP and its respective SSS.

2. For purposes of this Information Request, a sanitary sewer overflow (SSO) is an overflow, spill, release, or diversion of wastewater from the SSS. SSOs include overflows or releases of wastewater that reach waters of the United States (U.S.); overflows or releases of wastewater that do not reach waters of the U.S.; and wastewater backups into buildings that are caused by blockages or flow conditions in a sanitary sewer other than a building lateral. Wastewater backups into buildings caused by a blockage or other malfunction of a building lateral that is privately owned is not an SSO.

Provide a listing of all SSOs that occurred from September 2008 to the present. For each SSO provide the following:

- a. Date(s) of the SSO;
- b. Time (and Date if other than a. above) when the City was notified that the SSO event occurred;
- c. Time (and Date if other than a. above) when the City (or contractor) crew responded to the SSO;
- d. Time (and Date if other than a. above) when the SSO ceased;
- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
- k. Corrective actions taken to prevent this or similar SSOs in the future.

If available, please provide the above information in a Microsoft compatible spreadsheet format.

3. If the City has a formal written plan for responding to, addressing, and reporting SSOs (i.e., a Sewer Overflow Response Plan ("SORP")), provide a copy of the plan.

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS (40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, EPA may make the information available to the public without any further notice to you.

40 C.F.R. §2.203(b). **Method and time of asserting business confidentiality claim.** A business which is submitting information to EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

SEP 26 2013

CERTIFIED MAIL 7012 1010 0001 8097 1280
RETURN RECEIPT REQUESTED

City of Lumberton
Attn.: Mr. Robert Armstrong, Jr.
Director of Public Works
215 South Cedar Street
Lumberton, North Carolina 28358

Re: Information Request—Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit No.: NC0024571
City of Lumberton Wastewater Treatment Plant

Dear Mr. Armstrong:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency Region 4 hereby requests the City of Lumberton (the City) to provide the information set forth in Enclosure A regarding the Wastewater Treatment Plant noted above and its associated sanitary sewer collection system. The City is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Ms. Sara Schiff, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The City's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible City official in accordance with 40 C.F.R. § 122.22:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Internet Address (URL) • <http://www.epa.gov>

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ENCLOSURE A

SSO PROGRAM

City of Lumberton, NC

1. Provide the following:

- a. The size of the City's Sanitary Sewer Collection System (SSS) (linear feet or miles);
- b. A list of the pump stations in the SSS, including size (gpm), and indicate if back up power is available and if it is adequate to fully operate the pump station;
- c. A list of all constructed overflow points (any unpermitted constructed discharge points) in the SSS (including pump stations) prior to the headworks of the City's WWTP;
- d. The average design flow of the City's WWTP;
- e. The peak design flow of the City's WWTP;
- f. The annual average flow of the City's WWTP; and
- g. The population served by the City's WWTP and its respective SSS.

2. For purposes of this Information Request, a sanitary sewer overflow (SSO) is an overflow, spill, release, or diversion of wastewater from the SSS. SSOs include overflows or releases of wastewater that reach waters of the United States (U.S.); overflows or releases of wastewater that do not reach waters of the U.S.; and wastewater backups into buildings that are caused by blockages or flow conditions in a sanitary sewer other than a building lateral. Wastewater backups into buildings caused by a blockage or other malfunction of a building lateral that is privately owned is not an SSO.

Provide a listing of all SSOs that occurred from September 2008 to the present. For each SSO provide the following:

- a. Date(s) of the SSO;
- b. Time (and Date if other than a. above) when the City was notified that the SSO event occurred;
- c. Time (and Date if other than a. above) when the City (or contractor) crew responded to the SSO;
- d. Time (and Date if other than a. above) when the SSO ceased;
- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
- k. Corrective actions taken to prevent this or similar SSOs in the future.

If available, please provide the above information in a Microsoft compatible spreadsheet format.

3. If the City has a formal written plan for responding to, addressing, and reporting SSOs (i.e., a Sewer Overflow Response Plan ("SORP")), provide a copy of the plan.

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS (40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, EPA may make the information available to the public without any further notice to you.

40 C.F.R. §2.203(b). **Method and time of asserting business confidentiality claim.** A business which is submitting information to EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

SEP 27 2013

CERTIFIED MAIL 7012 1010 0001 8097 1204
RETURN RECEIPT REQUESTED

Collier County, Florida
Attn: Mr. George Yilmaz
Administrator, Public Utilities Division
3301 East Tamiami Trail
Naples, Florida 34112

Re: Information Request – Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit Nos.: FL0141399 and FL0141356
Collier County North and South Wastewater Treatment Plants (WWTP)

Dear Mr. Yilmaz:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency Region 4 hereby requests Collier County (the County) to provide the information set forth in Enclosure A regarding the WWTPs noted above and their associated sanitary sewer collection systems. The County is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Ms. Sara Schiff, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The County's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible County official in accordance with 40 C.F.R. § 122.22:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

ENCLOSURE A

SSO PROGRAM Collier County, FL

1. Provide the following:

- a. The size of the County's Sanitary Sewer Collection System (SSS) (linear feet or miles);
- b. A list of the pump stations in the SSS, including size (gpm), and indicate if back up power is available and if it is adequate to fully operate the pump station;
- c. A list of all constructed overflow points (any unpermitted constructed discharge points) in the SSS (including pump stations) prior to the headworks of the County's WWTPs;
- d. The average design flow of the County's WWTPs;
- e. The peak design flow of the County's WWTPs;
- f. The annual average flow of the County's WWTPs; and
- g. The population served by the County's WWTPs and their respective SSSs.

- 2. For purposes of this Information Request, a sanitary sewer overflow (SSO) is an overflow, spill, release, or diversion of wastewater from the SSS. SSOs include overflows or releases of wastewater that reach waters of the United States (U.S.); overflows or releases of wastewater that do not reach waters of the U.S.; and wastewater backups into buildings that are caused by blockages or flow conditions in a sanitary sewer other than a building lateral. Wastewater backups into buildings caused by a blockage or other malfunction of a building lateral that is privately owned is not an SSO.**

Provide a listing of all SSOs that occurred from September 2008 to the present. For each SSO provide the following:

- a. Date(s) of the SSO;
- b. Time (and Date if other than a. above) when the County was notified that the SSO event occurred;
- c. Time (and Date if other than a. above) when the County (or contractor) crew responded to the SSO;
- d. Time (and Date if other than a. above) when the SSO ceased;
- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
- k. Corrective actions taken to prevent this or similar SSOs in the future.

If available, please provide the above information in a Microsoft compatible spreadsheet format.

- 3. If the County has a formal written plan for responding to, addressing, and reporting SSOs (i.e., a Sewer Overflow Response Plan ("SORP")), provide a copy of the plan.**

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS

(40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, EPA may make the information available to the public without any further notice to you.

40 C.F.R. §2.203(b). Method and time of asserting business confidentiality claim. A business which is submitting information to EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.

U.S. EPA Small Business Resources Information Sheet

The United States Environmental Protection Agency provides an array of resources, including workshops, training sessions, hotlines, websites and guides, to help small businesses understand and comply with federal and state environmental laws. In addition to helping small businesses understand their environmental obligations and improve compliance, these resources will also help such businesses find cost-effective ways to comply through pollution prevention techniques and innovative technologies.

EPA's Small Business Websites

Small Business Environmental Homepage - www.smallbiz-enviroweb.org

Small Business Gateway - www.epa.gov/smallbusiness

EPA's Small Business Ombudsman - www.epa.gov/sbo or 1-800-368-5888

EPA's Compliance Assistance Homepage

[www.epa.gov/compliance/assistance/
business.html](http://www.epa.gov/compliance/assistance/business.html)

This page is a gateway to industry and statute-specific environmental resources, from extensive web-based information to hotlines and compliance assistance specialists.

EPA's Compliance Assistance Centers

www.assistancecenters.net

EPA's Compliance Assistance Centers provide information targeted to industries with many small businesses. They were developed in partnership with industry, universities and other federal and state agencies.

Agriculture

www.epa.gov/agriculture/

Automotive Recycling

www.ecarcenter.org

Automotive Service and Repair

www.ccar-greenlink.org or 1-888-GRN-LINK

Chemical Manufacturing

www.chemalliance.org

Construction

www.cicacenter.org or 1-734-995-4911

Education

www.campuserc.org

Food Processing

www.fpeac.org

Healthcare

www.hercenter.org

Local Government

www.lgean.org

Metal Finishing

www.nmfrc.org

Paints and Coatings

www.paintcenter.org

Printed Wiring Board Manufacturing

www.pwbrc.org

Printing

www.pneac.org

Ports

www.portcompliance.org

U.S. Border Compliance and Import/Export Issues

www.bordercenter.org

Hotlines, Helplines and Clearinghouses

www.epa.gov/epahome/hotline.htm

EPA sponsors many free hotlines and clearinghouses that provide convenient assistance regarding environmental requirements. Some examples are:

Antimicrobial Information Hotline

info-antimicrobial@epa.gov or
1-703-308-6411

Clean Air Technology Center (CATC) Info-line

www.epa.gov/ttn/catc or 1-919-541-0800

Emergency Planning and Community Right-To-Know Act

[www.epa.gov/superfund/resources/
infocenter/epcra.htm](http://www.epa.gov/superfund/resources/infocenter/epcra.htm) or 1-800-424-9346

EPA Imported Vehicles and Engines Public Helpline

www.epa.gov/otaq/imports or
734-214-4100

National Pesticide Information Center

www.npic.orst.edu/ or 1-800-858-7378

National Response Center Hotline -

to report oil and hazardous substance spills
www.nrc.uscg.mil or 1-800-424-8802

Pollution Prevention Information Clearinghouse (PPIC)

www.epa.gov/opptintr/ppic or
1-202-566-0799

Safe Drinking Water Hotline

[www.epa.gov/safewater/hotline/index.
html](http://www.epa.gov/safewater/hotline/index.html) or 1-800-426-4791

Stratospheric Ozone Protection Hotline

www.epa.gov/ozone or 1-800-296-1996



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

SEP 26 2013

CERTIFIED MAIL 7012 1010 0001 8097 1532
RETURN RECEIPT REQUESTED

City of Greensboro
Attn: Mr. Steven Drew
Director, Water Resources Department
2602 South Elm-Eugene Street
P.O. Box 3136
Greensboro, North Carolina 27402-3136

Re: Information Request – Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit Nos.: NC0047384 and NC0024325
Greensboro T.Z. Osborne Wastewater Treatment Plant and
North Buffalo Creek Wastewater Treatment Plant

Dear Mr. Drew:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency Region 4 hereby requests the City of Greensboro (the City) to provide the information set forth in Enclosure A regarding the Wastewater Treatment Plants noted above and their associated sanitary sewer collection systems. This request follows the EPA's receipt and review of the City's November 20, 2012, response to a previous information request letter. The City is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Ms. Laurie Jones, Enforcement Officer
Clean Water Enforcement Branch
U.S. Environmental Protection Agency, Region 4
Atlanta Federal Center
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The City's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible City official in accordance with 40 C.F.R. § 122.22:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or

ENCLOSURE A

SSO PROGRAM City of Greensboro, NC

1. For purposes of this Information Request, a sanitary sewer overflow (SSO) is an overflow, spill, release, or diversion of wastewater from the sanitary sewer collection system. SSOs include overflows or releases of wastewater that reach waters of the United States (U.S.); overflows or releases of wastewater that do not reach waters of the U.S.; and wastewater backups into buildings that are caused by blockages or flow conditions in a sanitary sewer other than a building lateral. Wastewater backups into buildings caused by a blockage or other malfunction of a building lateral that is privately owned is not an SSO.

Provide a listing of all SSOs that occurred from November 2012 to the present. For each SSO provide the following:

- a. Date(s) of the SSO;
- b. Time (and Date if other than a. above) when the City was notified that the SSO event occurred;
- c. Time (and Date if other than a. above) when the City (or contractor) crew responded to the SSO;
- d. Time (and Date if other than a. above) when the SSO ceased;
- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
- k. Corrective actions taken to prevent this or similar SSOs in the future.

If available, please provide the above information in a Microsoft compatible spreadsheet format.

2. As reported by the City to the EPA on November 20, 2012, the City has seven SSO locations which have had two or more SSOs in a rolling 12 month period in 2011 or later:

1200 North Elm Street
1402 Briar Cliff Drive
1900 Sharon Brook
201 Berryman Street
2604 Yanceyville Street
4303 Green Point Drive
604 Ross Avenue

Please describe any actions that have been taken or are planned, including a timeframe for planned actions, to address the causes of SSOs in these specific locations and to prevent future SSO recurrences at these locations.

3. The EPA located the City's Fats, Oils and Grease (FOG) Control Policy at <http://www.greensboro-nc.gov/modules/showdocument.aspx?documentid=3658>. If this is the current FOG Control Policy, please provide the date of issuance. If this is not the current FOG Control Policy, please provide a copy of the City's current FOG Control Policy.
4. If the City has a formal Gravity Line Preventive Maintenance Program (GLPMP) which details the schedule for and prioritization of preventative maintenance on the City's sanitary sewer collection system, please provide a copy of the GLPMP and the date of the GLPMP's issuance.

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS

(40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, EPA may make the information available to the public without any further notice to you.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
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61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

JUL 29 2013

CERTIFIED MAIL 7012 1010 0001 8097 1167
RETURN RECEIPT REQUESTED

Mr. Putnam C. Smith
Registered Agent
Cannon Place, LLC
112 North Main Street
Cumming, Georgia 30040

Re: Letter of Concern and Information Request Pursuant to Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System General Permit No.: GAR100001
Bald Ridge Marina Road Onsite and Offsite Mass Grading Construction Sites
1201 and 1211 Bald Ridge Marina Road, Cumming, Forsyth County, Georgia

Dear Mr. Smith:

On July 9, 2013, the U.S. Environmental Protection Agency Region 4 and the Georgia Department of Natural Resources Environmental Protection Division performed a Compliance Stormwater Evaluation Inspection (CSWEI) of the Bald Ridge Marina Road Onsite and Offsite Mass Grading Construction Sites (Sites) located at 1201 and 1211 Bald Ridge Marina Road in Cumming, Forsyth County, Georgia. The EPA's participation in this inspection was to evaluate Cannon Place, LLC's (Cannon) compliance with the treatment and disposal of stormwater in accordance with the requirements of Section 402(p) of the Clean Water Act (CWA), 33 U.S.C. § 1342(p), the regulations promulgated thereunder at 40 Code of Federal Regulations Part 122.26 and the *Georgia General National Pollutant Discharge Elimination System Permit for Storm Water Discharges Associated With Construction Activity For Stand Alone Construction Projects No. GAR100001* (Permit).

During the CSWEI, the EPA observed significant amounts of sediment in an unnamed tributary on the western length of the Sites that flows into an in-stream regional pond. The regional pond also receives runoff directly from pond A1, which receives stormwater runoff from both Sites. The stream flow discharging from the regional pond was very turbid as it flowed toward Lake Lanier, a traditionally navigable water. Additionally, there appears to be unauthorized discharges occurring from an unpermitted outfall that flows into a grate covering the unnamed tributary located at the southwest portion of the 1211 Bald Ridge Marina Road Site. This outfall was not identified on the copy of the Erosion, Sedimentation and Pollution Control Plan (Plan) presented to the EPA during the inspection. The EPA also observed that erosion prevention measures, sediment control measures and best management practices (BMPs) were not properly maintained throughout the Sites.

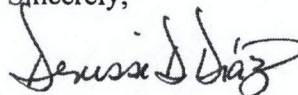
The EPA requests that you preserve, until further notice, all records (either written or electronic) which exist at the time of receipt of this letter that relate to any of the matters set forth in this letter. The term "records" shall be interpreted in the broadest sense to include information of every sort. The response to this IR shall include assurance that these record protection provisions were put in place. No such records shall be disposed of until written authorization is received from the Chief of the Clean Water Enforcement Branch at the U.S. EPA Region 4.

If Cannon believes that any of the requested information constitutes confidential business information, it may assert a confidentiality claim with respect to such information except for effluent data. Further details, including how to make a business confidentiality claim, are found in Enclosure B.

Enclosed is a document entitled *U.S. EPA Small Business Resources-Information Sheet* to assist Cannon in understanding the compliance assistance resources and tools available for small businesses. Any decision to seek compliance assistance at this time, however, does not relieve Cannon of its obligation to the EPA nor does it create any new rights or defenses and will not affect the EPA's decision to pursue enforcement action. In addition, the Securities and Exchange Commission (Commission) requires its registrants to periodically disclose environmental legal proceedings in statements filed with the Commission. To assist Cannon, the EPA has also enclosed a document entitled *Notice of Securities and Exchange Commission Registrants' Duty to Disclose Environmental Legal Proceedings*.

We appreciate your prompt attention to this matter. Should you have any questions regarding this IR, please contact Mr. Sean Ireland, Environmental Engineer at (404) 562-9776 or Ms. Tanya Floyd, Associate Regional Counsel at (404) 562-9813.

Sincerely,



Denisse D. Diaz, Chief
Clean Water Enforcement Branch
Water Protection Division

Enclosures

cc: Mr. Emory Lipscomb
Cannon Place, LLC

Mr. Danny Bennett
Reid & Reid Contractors

Ms. Jan Sammons
Georgia Environmental Protection Division

Mr. Tony Campbell
Georgia Environmental Protection Division

Mr. Scott Morgan
City of Cumming

ENCLOSURE A

INFORMATION REQUEST PURSUANT TO SECTION 308 OF THE CLEAN WATER ACT

Instructions

1. Identify the person(s) responding to this Information Request.
2. Please provide a separate narrative response to each and every Question and subpart of a Question set forth in this Information Request.
3. Precede each answer with the text and the number of the question and its subpart to which the answer corresponds.
4. All documents submitted must contain a notation indicating the question and subpart of the question to which they are responsive.
5. In answering each Information Request question and subpart thereto, identify all documents and persons consulted, examined, or referred to in the preparation of each response and provide true and accurate copies of all such documents.
6. If information not known or not available to you as of the date of submission of a response to this Information Request should later become known or available to you, you must supplement your response to the EPA. Moreover, should you find at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth, you must notify the EPA thereof as soon as possible.
7. For each document produced in response to this Information Request, indicate on the document, or in some other reasonable manner, the number of the question to which it responds.
8. Where specific information has not been memorialized in a document, but is nonetheless responsive to a question, you must respond to the question with a written response.
9. If information responsive to this Information Request is not in your possession, custody or control, then identify the person from whom such information may be obtained.
10. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.
11. All documents provided in an electronic format should be compatible with pdf.
12. All spreadsheet information should be in electronic format and compatible with MS Excel.
13. Information shall be provided for all companies, all subsidiaries, groups, or other corporate entities. Thus, the response to each question concerning the company's activities should reflect information regarding each and every entity.

25. The term "Stormwater" means any runoff generated when precipitation from rain or snowmelt events flows over land or impervious surfaces and does not percolate into the ground.

Questions

1. Provide a copy of the deed of ownership for each of the Site properties. Specify the state of incorporation and principal place of business for each corporate owner. If incorporated, provide the name and mailing address of the registered agent. Additionally, if the name(s) and/or address(es) of either or both of the Sites' owner has changed since submittal of the Notices of Intent to the Georgia Department of Natural Resources Environmental Protection Division, provide the following information: Identify the name(s) and address(es) of the current owner(s) of the Site property. Specify the legal name with the exact spelling of each owner. Provide the mailing address and phone number for each owner.
2. Identify who provides the day-to-day operational control overseeing the implementation of the Erosion, Sedimentation, and Pollution Control Plan (Plan) at each Site.
3. Provide the following information regarding the timetable of construction activities at each Site:
 - a. Provide the specific date(s) for the commencement of construction at each Site.
 - b. Describe the condition of the surface of each Site (e.g. natural soil, forested, stripped, paved, etc.) before commencement of construction activities.
 - c. Provide the current stage of the construction activity at each construction Site (e.g. clearing/grubbing, grading, infrastructure, building construction, final stabilization, etc.).
4. Provide a copy of any Site inspection reports, notices of violations, administrative orders, cease and desist orders, and/or any related correspondence from the City of Cumming, the Georgia Environmental Protection Division, and/or the United States Army Corps of Engineers related to construction activities at the Sites.
5. Identify the certification and stormwater training obtained by each individual conducting Site inspections from the commencement of construction activities to the date of this Information Request as required by Part IV.D.4 of the Permit. If any Site inspector(s) is/was not certified or have stormwater training, provide an explanation why not.
6. Provide copies of all records required to be retained by Part IV.F.1.b-g of the Permit from the start of construction at the Sites until the date of this Information Request, including:
 - a. The initial Erosion, Sedimentation, and Pollution Control Plan and any amendments thereto (electronic copies preferred);
 - b. The design professional's report of the inspections conducted within seven days after BMPs were installed at each Site, as required by Part IV.A.5 of the Permit;
 - c. All sampling and monitoring information, results, and reports for each Site required by Part IV.D.6 of the Permit;

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS (40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that the EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, the EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, the EPA may make the information available to the public without any further notice to you.

40 C.F.R. § 2.203(b). **Method and time of asserting business confidentiality claim.** A business which is submitting information to the EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to the EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by the EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

JUL 19 2013

CERTIFIED MAIL 7012 1010 0001 8097 4915
RETURN RECEIPT REQUESTED

Mr. Anthony Cantrell
President
Willcan, Inc.
P.O. Box 1357
Calhoun, Georgia 30703

Re: Information Request Pursuant to Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System General Permit No.: GAR050000
Basic Ready Mix Concrete at Dalton, Rome, Rock Springs, and Adairsville, Georgia

Dear Mr. Cantrell:

On May 21, 2013, the U.S. Environmental Protection Agency Region 4 conducted compliance stormwater evaluation inspections at the Basic Ready Mix Concrete facilities located at 621 Thompson Street, Cedartown, Georgia and at 712 North Wall Street, Calhoun, Georgia. The purpose of the inspections was to evaluate the facilities' compliance with the treatment and disposal of stormwater in accordance with the requirements of Sections 301 and 402(p) of the Clean Water Act (CWA), 33 U.S.C. §§ 1311 and 1342(p), the regulations promulgated thereunder at 40 C.F.R. § 122.26 and the State of Georgia Storm Water Discharges Associated with Industrial Activity, Permit No. GAR050000 (Permit) effective on June 1, 2012.

The EPA is continuing to investigate Willcan, Inc.'s (Willcan) compliance with the CWA and the Permit at its other facilities. The EPA hereby requests that Willcan please provide the information set forth below within seven business days of your receipt of this letter, pursuant to Section 308 of the CWA, 33 U.S.C. § 1318. Furthermore, the EPA requests that Willcan provide the following information for each of the Basic Ready Mix Concrete facilities located in Dalton, Rome, Rock Springs, and Adairsville, Georgia:

1. A copy of the current Storm Water Pollution Prevention Plan (SWPPP) and any other SWPPPs that may have been in effect since June 1, 2012;
2. From June 1, 2012, to the present, documentation of employee training in accordance with Part 5.1.1.2 of the Permit;
3. From June 1, 2012, to the present, documentation of quarterly routine facility inspections in accordance with Part 4.1 of the Permit;

Internet Address (URL) • <http://www.epa.gov>

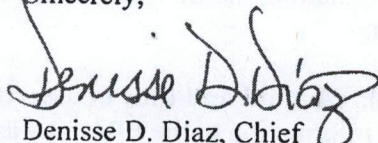
Recycled/Recyclable • Printed with Vegetable Oil Based Inks on Recycled Paper (Minimum 30% Postconsumer)

this IR shall include assurance that these record protection provisions were put in place. No such records shall be disposed of until written authorization is received from the Chief of the Clean Water Enforcement Branch at the U.S. EPA, Region 4.

If Willcan believes that any of the requested information constitutes confidential business information, it may assert a confidentiality claim with respect to such information except for effluent data. Further details, including how to make a business confidentiality claim, are found in Enclosure A.

We appreciate your prompt attention to this matter. Should you have any questions regarding this IR, please contact Mr. Hom at (404) 562-9748, Mr. Kenneth Kwan at (404) 562-9752, or Ms. Michele Wetherington, Assistant Regional Counsel, at (404) 562-9613.

Sincerely,

A handwritten signature in black ink, appearing to read "Denisse D. Diaz". The signature is fluid and cursive, with the first name being the most prominent.

Denisse D. Diaz, Chief
Clean Water Enforcement Branch
Water Protection Division

Enclosure

cc: Mr. Jack Capp
Georgia Environmental Protection Division



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

SEP 27 2013

CERTIFIED MAIL 7012 1010 0001 8097 1242
RETURN RECEIPT REQUESTED

Metropolitan Sewerage District of Buncombe County
Attn.: Mr. Thomas Hartye, P.E.
General Manager
2028 Riverside Drive
Asheville, North Carolina 28804

Re: Information Request – Section 308 of the Clean Water Act
National Pollutant Discharge Elimination System Permit No.: NC0024911
Metropolitan Sewerage District of Buncombe County Wastewater Treatment Plant

Dear Mr. Hartye:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency, Region 4 hereby requests the Metropolitan Sewerage District of Buncombe County (the MSD) to provide the information set forth in Enclosure A regarding the Wastewater Treatment Plant noted above and its associated sanitary sewer collection system. The MSD is required to respond to this information request within 30 days of its receipt of this letter. The response should be directed to:

Ms. Laurie Jones, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
Clean Water Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

The MSD's response should specifically reference the particular section and number of the request and should be organized for the purpose of clarity. In addition, all information submitted must be accompanied by the following certification signed by a responsible MSD official in accordance with 40 C.F.R. § 122.22:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

ENCLOSURE A
SSO PROGRAM
MSD of Buncombe County, NC

1. Provide the following:
 - a. The size of the MSD's Sanitary Sewer Collection System (SSS) (linear feet or miles);
 - b. A list of the pump stations in the SSS, including size (gpm), and indicate if back up power is available and if it is adequate to fully operate the pump station;
 - c. A list of all constructed overflow points (any unpermitted constructed discharge points) in the SSS (including pump stations) prior to the headworks of the MSD's WWTP;
 - d. The average design flow of the MSD's WWTP;
 - e. The peak design flow of the MSD's WWTP;
 - f. The annual average flow of the MSD's WWTP; and
 - g. The population served by the MSD's WWTP and its respective SSS.
2. For purposes of this Information Request, a sanitary sewer overflow (SSO) is an overflow, spill, release, or diversion of wastewater from the SSS. SSOs include overflows or releases of wastewater that reach waters of the United States (U.S.); overflows or releases of wastewater that do not reach waters of the U.S.; and wastewater backups into buildings that are caused by blockages or flow conditions in a sanitary sewer other than a building lateral. Wastewater backups into buildings caused by a blockage or other malfunction of a building lateral that is privately owned is not an SSO.

Provide a listing of all SSOs that occurred from September 2008 to the present. For each SSO provide the following:

- a. Date(s) of the SSO;
- b. Time (and Date if other than a. above) when the MSD was notified that the SSO event occurred;
- c. Time (and Date if other than a. above) when the MSD (or contractor) crew responded to the SSO;
- d. Time (and Date if other than a. above) when the SSO ceased;
- e. Time (and Date if other than a. above) when corrective action was completed;
- f. Location of the SSO, including source (pump station, manhole, etc.);
- g. Ultimate destination of the SSO, such as surface waterbody (by name, if available), storm drain leading to surface waterbody (by name, if available), dry land, building, etc.;
- h. Volume of the SSO;
- i. Cause of the SSO such as grease, roots, other blockages, wet weather (infiltration and inflow), loss of power at pump station, pump failure, etc.;
- j. Corrective actions taken to stop the SSO; and
- k. Corrective actions taken to prevent this or similar SSOs in the future.

If available, please provide the above information in a Microsoft compatible spreadsheet format.

3. If the MSD has a formal written plan for responding to, addressing, and reporting SSOs (i.e., a Sewer Overflow Response Plan ("SORP")), provide a copy of the plan.

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS **(40 C.F.R. Part 2)**

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, EPA may make the information available to the public without any further notice to you.

40 C.F.R. §2.203(b). Method and time of asserting business confidentiality claim. A business which is submitting information to EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.

U.S. EPA Small Business Resources Information Sheet

The United States Environmental Protection Agency provides an array of resources, including workshops, training sessions, hotlines, websites and guides, to help small businesses understand and comply with federal and state environmental laws. In addition to helping small businesses understand their environmental obligations and improve compliance, these resources will also help such businesses find cost-effective ways to comply through pollution prevention techniques and innovative technologies.

EPA's Small Business Websites

Small Business Environmental Homepage - www.smallbiz-enviroweb.org

Small Business Gateway - www.epa.gov/smallbusiness

EPA's Small Business Ombudsman - www.epa.gov/sbo or 1-800-368-5888

EPA's Compliance Assistance Homepage

[www.epa.gov/compliance/assistance/
business.html](http://www.epa.gov/compliance/assistance/business.html)

This page is a gateway to industry and statute-specific environmental resources, from extensive web-based information to hotlines and compliance assistance specialists.

EPA's Compliance Assistance Centers

www.assistancecenters.net

EPA's Compliance Assistance Centers provide information targeted to industries with many small businesses. They were developed in partnership with industry, universities and other federal and state agencies.

Agriculture

www.epa.gov/agriculture/

Automotive Recycling

www.ecarcenter.org

Automotive Service and Repair

www.ocar-greenlink.org or 1-888-GRN-LINK

Chemical Manufacturing

www.chemalliance.org

Construction

www.cicacenter.org or 1-734-995-4911

Education

www.campuserc.org

Food Processing

www.fpeac.org

Healthcare

www.hercenter.org

Local Government

www.lgean.org

Metal Finishing

www.nmfrc.org

Paints and Coatings

www.paintcenter.org

Printed Wiring Board Manufacturing

www.pwbrc.org

Printing

www.pneac.org

Ports

www.portcompliance.org

U.S. Border Compliance and Import/Export Issues

www.bordercenter.org

Hotlines, Helplines and Clearinghouses

www.epa.gov/epahome/hotline.htm

EPA sponsors many free hotlines and clearinghouses that provide convenient assistance regarding environmental requirements. Some examples are:

Antimicrobial Information Hotline

info-antimicrobial@epa.gov or
1-703-308-6411

Clean Air Technology Center (CATC) Info-line

www.epa.gov/ttn/catc or 1-919-541-0800

Emergency Planning and Community Right-To-Know Act

[www.epa.gov/superfund/resources/
infocenter/epcra.htm](http://www.epa.gov/superfund/resources/infocenter/epcra.htm) or 1-800-424-9346

EPA Imported Vehicles and Engines Public Helpline

www.epa.gov/otaq/imports or
734-214-4100

National Pesticide Information Center

www.npic.orst.edu/ or 1-800-858-7378

National Response Center Hotline -

to report oil and hazardous substance spills
www.nrc.uscg.mil or 1-800-424-8802

Pollution Prevention Information Clearinghouse (PPIC)

www.epa.gov/opptintr/ppic or
1-202-566-0799

Safe Drinking Water Hotline

[www.epa.gov/safewater/hotline/index.
html](http://www.epa.gov/safewater/hotline/index.html) or 1-800-426-4791

Stratospheric Ozone Protection Hotline

www.epa.gov/ozone or 1-800-296-1996